

Memorandum



Date: May 8, 2007

Agenda Item No. 8(C)(1)(A)

To: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

From: George M. Burgess
County Manager

A handwritten signature in dark ink, appearing to read "G. Burgess", is written over the printed name of George M. Burgess.

Subject: ADM Worldwide, Inc. d/b/a Worldwide Limousine, Inc. application for a transfer of
Passenger Motor Carrier Certificate of Transportation No. 148

RECOMMENDATION

It is recommended that the Board approve the transfer of Passenger Motor Carrier Certificate of Transportation No. 148 from Class Transportation & Tours, Corp. to ADM Worldwide, Inc. d/b/a Worldwide Limousine, Inc.

BACKGROUND

On February 17, 1981, the Board of County Commissioners adopted Ordinance 81-17, subsequently amended by Ordinance 85-20 on April 16, 1985, which regulates the passenger motor carrier industry in Miami-Dade County under Chapter 31 of the Code of Miami-Dade County.

Section 31-103 (m) of the Code provides the procedures to be followed by Miami-Dade County in processing transfer applications. No certificate may be sold, assigned or transferred to another until the proposed sale, assignment, or transfer has been approved by the County Commission. The Economic Development and Human Services Committee and Board of County Commissioners, in considering the proposed transfer of ownership or control of the certificate, shall determine, upon evidence submitted by the parties or any other party or person affected by the proposed transfer, whether or not said transfer is contrary to the public interest. The Commission may approve said transfer or refuse to approve said transfer upon such terms and conditions or may reasonably alter, restrict or modify the terms and provisions of such transfer where the same may best serve the public interest.

ANALYSIS

Class Transportation & Tours, Corp. has filed an application to transfer Passenger Motor Carrier (PMC) Certificate of Transportation No. 148 to ADM Worldwide, Inc. d/b/a Worldwide Limousine, Inc. The Code requires that such transfers be approved by the Board. PMC No. 148 was originally issued on October 5, 1993, to Class Transportation & Tours, Corp. Then, on June 8, 2004, the Board approved the transfer of all issued and outstanding shares of stock to its new President, Antonio Fernandez. This certificate authorizes special operations service, which is defined as transportation of persons in a motor vehicle to a common destination or series of common destinations where the person may be charged as an individual or as part of a group, including but not limited to charter, sightseeing, or subscription service, not between fixed terminals or on a regular route. ADM Worldwide, Inc. d/b/a Worldwide Limousine, Inc., located at 19006 SW 76 Avenue, Miami, Florida, 33157, seeks to continue providing this class of service.

Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners
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The company is required to adhere to the terms of the resolution, which approved the initial certificate (R-1220-93, attached). ADM Worldwide, Inc. d/b/a Worldwide Limousine, Inc., seeks to continue transporting resident and tourist groups to and from various locations throughout Miami-Dade County.

Transportation will be pre-arranged on a 24-hour minimum basis. These services will be provided seven days a week, 24 hours a day, using chauffeur driven vehicles with a seating capacity of nine or more, but less than 28 passengers, excluding the driver. The proposed rates are listed on the attached rate schedule.

The management plan submitted by Mr. Ali Malek, President of ADM Worldwide, Inc. d/b/a Worldwide Limousine, Inc., includes maintenance, communication, and record keeping systems and meets the requirements of the Code. All required financial statements and credit references have been submitted and the proposed service standards adequately meet passenger transportation and comfort needs. A background investigation reveals no criminal conviction for the applicant or any corporate officers within five years of the date of the application. There has been some enforcement history within the last five years. Mr. Ali Malek, owner of six limousine licenses, received two citations for operating without a valid inspection decal. Both citations were paid and both vehicles obtained valid inspection decals.

As required by the Code, the applicant has provided disclosure of the terms and conditions regarding the transfer of the certificate. A Sales Agreement between Class Transportation & Tours, Corp., and ADM Worldwide, Inc. d/b/a Worldwide Limousine, Inc. establishes the acquisition by ADM Worldwide, Inc. d/b/a Worldwide Limousine, Inc. of PMC Certificate of Transportation No. 148 for a total price of fifteen thousand dollars (\$15,000.00).

Attachments



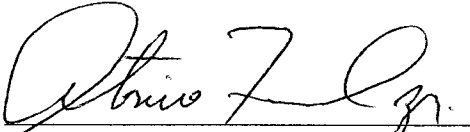
Roger M. Carlton
Assistant County Manager

BILL OF SALE

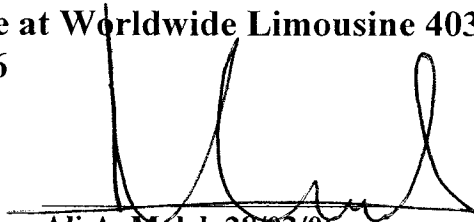
Class Transportation and Tour (Antonio Fernandez Jr. (F655-000-56-289-0), seller, of permit 30148, 15390 SW 76 Terrace unit 105, Miami Fl. 33193 Dade County , in consideration of \$15,000.00 paid me by Worldwide Limousine (Ali Malek (M420-001-72-338-0)), buyer, of permit 30148 His address 19006 SW 76 Ave Miami fl 33157 Dade County, receipt of which is acknowledged, do grant, sell, transfer, and deliver to buyer the following goods: permit 30148.

Seller is the lawful owner of the goods, and the goods are free from all encumbrances. Seller has good right to sell the goods and will warrant and defend the right against the lawful claims and demands of all persons.

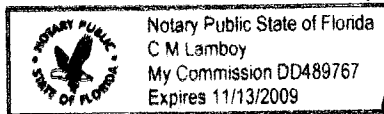
Seller has executed this bill of sale at Worldwide Limousine 4030B NW 26 St Miami Fl. 33140 on 03/28/06

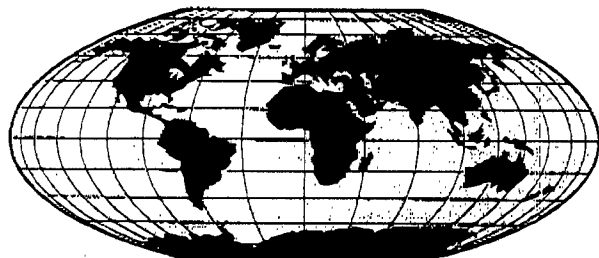


**Antonio Fernandez Jr. 28/03/06
Class Transportation and Tours**



**Ali A. Malek 28/03/06
Worldwide Limousine**



**WORLDWIDE LIMOUSINES*****A Full Transportation
And Destination Company***

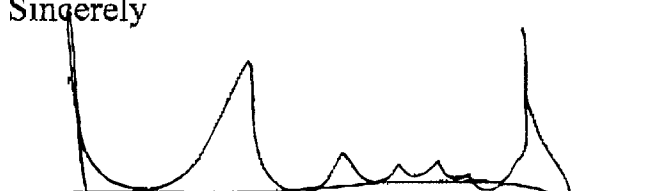
January 11, 2007

To whom it may concern:

Please be informed that this will be our rates for tri county transfers in our vans. The rates attached are divided per transfer and per person.

	Per Transfer	Per Person
Miami / Miami	\$135.00	\$15.00
Miami / FT Lauderdale	\$162.00	\$18.00
Miami / Palm Beach	\$263.25	\$30.00
FT Lauderdale/ Palm Beach	\$162.00	\$18.00

Sincerely


Ali Malek
President

Toll Free: 877-809-LIMO
Telephone: 305-271-4900
Fax: 305-279-8182

P.O. Box 260007
Miami, FL 33126
www.worldwide-limo.com

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Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 7(c)(1)(A)

6-8-04

OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

RESOLUTION NO. R-703-04

RESOLUTION APPROVING TRANSFER OF ALL OF THE
ISSUED AND OUTSTANDING SHARES OF STOCK OF
CLASS TRANSPORTATION & TOURS, CORP., HOLDER OF
CERTIFICATE OF TRANSPORTATION NO. 148, TO ITS NEW
PRESIDENT, ANTONIO FERNANDEZ

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying
memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that in accordance with
Chapter 31 of the Code, the Board hereby approves, the transfer of all of the issued and
outstanding shares of capital stock of Class Transportation & Tours, Corp., holder of Certificate
of Transportation No. 148, to its new President, Antonio Fernandez as recommended by the
County Manager.

The foregoing resolution was offered by Commissioner Sally A. Heyman, who
moved its adoption. The motion was seconded by Commissioner Katy Sorenson
and upon being put to a vote, the vote was as follows:

Dr. Barbara Carey-Shuler, Chairperson	aye
Katy Sorenson, Vice-Chairperson	aye
Bruno A. Barreiro	absent
Betty T. Ferguson	absent
Joe A. Martinez	aye
Dennis C. Moss	absent
Natacha Seijas	aye
Sen. Javier D. Souto	absent
Jose "Pepe" Diaz	aye
Sally A. Heyman	aye
Jimmy L. Morales	aye
Dorrian D. Rolle	aye
Rebeca Sosa	aye



MEMORANDUM

Agenda Item No. 7(c)(1)(A)

Honorable Chairperson Barbara Carey-Shuler, Ed. D. DATE: June 8, 2004
and Members, Board of County Commissioners

SUBJECT: Class Transportation & Tours, Corp.
application for stock transfer relating to
Passenger Motor Carrier Certificate of
Transportation No. 148

FROM: George M. Burgess
County Manager

RECOMMENDATION

It is recommended that the Board approve the transfer of all of the issued and outstanding shares of capital stock of Class Transportation & Tours, Corp., holder of Passenger Motor Carrier Certificate of Transportation No. 148, to its new President, Antonio Fernandez.

BACKGROUND

On February 17, 1981, the Board of County Commissioners adopted Ordinance 81-17, subsequently amended by Ordinance 85-20 on April 16, 1985, which regulates the passenger motor carrier industry in Miami-Dade County under Chapter 31 of the Code of Miami-Dade County.

Section 31-103 (m) of the Code provides the procedures to be followed by Miami-Dade County in processing transfer applications. No certificate may be sold, assigned or transferred to another until the proposed sale, assignment, or transfer has been approved by the County Commission. The Transportation Committee and Board of County Commissioners, in considering the proposed transfer of ownership or control of the certificate, shall determine, upon evidence submitted by the parties or any other party or person affected by the proposed transfer, whether or not said transfer is contrary to the public interest. The Commission may approve said transfer or refuse to approve said transfer upon such terms and conditions or may reasonably alter, restrict or modify the terms and provisions of such transfer where the same may best serve the public interest.

ANALYSIS

Class Transportation & Tours, Corp., holder of Passenger Motor Carrier (PMC) Certificate of Transportation No. 148, has filed an application to transfer all of the issued and outstanding shares of capital stock of the corporation to its new President, Antonio Fernandez. The Code requires that such transfers be approved by the Board. PMC No. 148, originally issued on October 5, 1993, authorizes special operations service. Class Transportation & Tours, Corp., located at 16544 SW 97 Street, Miami, Florida, 33196, seeks to continue providing this class of service.

The company is required to adhere to the terms of the resolution, which approved the initial certificate (R-1220-93, attached). Class Transportation & Tours, Corp. will continue transporting tourist and resident groups to and from various locations throughout Miami-Dade County.

Honorable Chairperson Barb Carey-Shuler, Ed. D.
and Members, Board of County Commissioners
Page 2

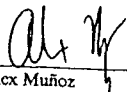
Transportation will be pre-arranged on a 24-hour minimum basis. These services will be provided seven days a week, 24 hours a day, using chauffeur driven vehicles with a seating capacity of nine or more, but less than 28 passengers, excluding the driver. The proposed rates are listed on the attached rate schedule.

The management plan submitted by Mr. Antonio Fernandez, President of Class Transportation & Tours, Corp., includes maintenance, communication, and record keeping systems and meets the requirements of the Code. All required financial statements and credit references have been submitted and the proposed service standards adequately meet passenger transportation and comfort needs. A background investigation reveals no criminal conviction for the applicant or any corporate officers within five years of the date of the application.

As required by the Code, the applicant has provided disclosure of the terms and conditions regarding the transfer of the certificate. A Stock Purchase Agreement between Antonio Fernandez and Class Transportation & Tours, Corp. establishes the acquisition by Antonio Fernandez of all the issued and outstanding shares of capital stock of the company for a total price of six thousand dollars (\$6,000.00), which includes the price of the PMC Certificate of Transportation.

In accordance with Section 31-103 (e) of the Code, a 20-day notice of application was provided to all affected municipalities within Miami-Dade County, all passenger motor carrier certificate holders and interested parties. No protests were filed.

Attachments



Alex Muñoz
Assistant County Manager

STATE OF FLORIDA)
)
COUNTY OF MIAMI-DADE) SS:

I, **HARVEY RUVIN**, Clerk of the Circuit and County Courts, in and for Miami-Dade County, Florida, and Ex-Officio Clerk of the Board of County Commissioners of said County, **Do Hereby Certify**, that the above and foregoing is a true and correct copy of Resolution R-703-04, adopted by the Board of County Commissioners at its meeting of June 8, 2004, as appears of record.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this
18th day August A.D. 2006.



HARVEY RUVIN, Clerk
Board of County Commissioners
Miami-Dade County, Florida

By: 
Deputy Clerk

Board of County Commissioners
Miami-Dade County, Florida



RESOLUTION NO. R-1220-93

RESOLUTION APPROVING APPLICATION FOR ONE
CERTIFICATE OF TRANSPORTATION TO CLASS
TRANSPORTATION AND TOURS, CORP. TO PROVIDE
SPECIAL OPERATIONS SERVICE AS A PASSENGER
MOTOR CARRIER

WHEREAS, this Board desires to accomplish the purposes
outlined in the accompanying memorandum, a copy of which is
incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF DADE COUNTY, FLORIDA, that in accordance with
Chapter 31 of the Code, a Certificate of Transportation to
provide special operations passenger motor carrier services to a
common destination or series of common destinations in Dade
County, as recommended by the County Manager, be issued to
Class Transportation & Tours, Corp.

The foregoing resolution was offered by Commissioner

Sherman S. Winn

, who moved its adoption, the

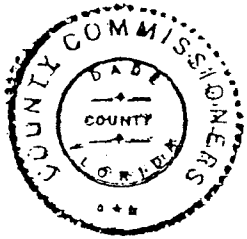
motion was seconded by Commissioner James Burke

and upon being put to a vote, the vote was as follows:

James Burke	aye	Miguel Diaz de la Portilla	aye
Betty T. Ferguson	absent	Maurice A. Ferre	aye
Larry Hawkins	aye	Bruce Kaplan	aye
Natacha S. Millan	aye	Dennis C. Moss	aye
Alexander Penelas	absent	Pedro Reboredo	aye
Javier D. Souto	aye	Sherman S. Winn	aye
Arthur E. Teele, Jr.	absent		

The Chairperson thereupon declared the resolution duly
passed and adopted this 5th day of October, 1993.

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DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

HARVEY RUVIN, CLERK

Approved by County Attorney as
to form and legal sufficiency. C9-2

By: WILLIAM G. OLIVER
Deputy Clerk



MEMORANDUM

Agenda Item No. 7(V)

Hon. Chairperson and Members
Board of County Commissioners

DATE:

October 5, 1993.

SUBJECT:

Application for
a Passenger Motor
Carrier Certificate
of Transportation

DM:

Joseph G. Avino
Joseph G. Avino, P.E., P.L.S.
County Manager

RECOMMENDATION:

It is recommended that the Board approve the application of Class Transportation and Tours, Corp., d/b/a Class T & T, for a Passenger Motor Carrier Certificate of Transportation to provide pre-arranged special operations service.

BACKGROUND:

On February 17, 1981, the Board of County Commissioners adopted Ordinance 81-17, subsequently amended by Ordinance 85-20 on April 16, 1985, which regulates the passenger motor carrier industry in Dade County under Chapter 31 of the Code of Metropolitan Dade County.

Section 31-103 of the Code provides the procedure to be followed by Metro Dade County in processing certificate applications. Based on these requirements, a public hearing has been scheduled before the Board of County Commissioners. At the conclusion of the public hearing the Board may issue or refuse to issue the certificate or issue the certificate with such modifications or upon such terms and conditions as in its judgment the public interest may require. In reaching its determination, the Board shall consider the application, the County Manager's report and recommendation, all matters presented at the public hearing, and among others, the following criteria:

- (1) That the applicant is fit, willing and able in accordance with the requirements of this section, to provide the transportation to be authorized by the certificate, and is able to comply with this article and regulations of the commission.
- (2) That the transportation to be provided under the requested certificate is consistent with the public interest.
- (3) That the proposed transportation service will improve the quality of transportation available to the public.

ANALYSIS:

Class Transportation and Tours, Corp., d/b/a Class T & T, located at 7525 E. Treasure Drive, #4A, Miami, Florida 33141, seeks to obtain a Passenger Motor Carrier Certificate of Transportation to provide pre-arranged special operations transportation to passengers throughout all of Dade County. This class of service is defined as the transportation of persons in a motor vehicle to a common destination or series of common destinations where the person may be charged as an individual or as part of a group, including but not limited to charter, sightseeing, or subscription service, not between fixed terminal or on a regular route. The company seeks to transport tourist groups throughout Dade County. Transportation will be pre-arranged on a 24-hour minimum basis. These services will be provided 7 days a week, 24 hours a day, using chauffeur-driven vehicles with a seating capacity of nine (9) or more, but less than twenty-eight (28) passengers, excluding the driver. The proposed rates per trip are listed in the attached fare schedule.

The management plan submitted by Ms. Sonia M. Iglesias, President of Class Transportation and Tours, Corp., includes maintenance, communication, and record keeping systems and meets the requirements of the Code. All required financial statements and credit references have been submitted and the proposed service standards adequately meet passenger transportation and comfort needs. A background investigation revealed no criminal record for the applicant or its corporate officers.

In accordance with Section 31-103(e) of the Code, a 20-day notice of application was provided to all affected municipalities within Dade County, all passenger motor carrier certificate holders, and interested parties. No protests were filed.

This item is being submitted for the September 1, 1993 Public Safety and Consumer Services Committee meeting.

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ARTICLE III. PASSENGER MOTOR
CARRIERS*

Sec. 31-101. Transportation policy.

To assure the development and maintenance of a safe, healthy and efficient passenger transportation system for Miami-Dade County, the Commission, County Manager and County staff, in carrying out the duties and responsibilities prescribed in this article, shall consider the following as being in the public interest:

- (1) Reliance on market forces and on actual and potential competition among all transportation modes, so as to provide transportation services at competitive prices.
- (2) Coordination of regulatory decision-making with the transportation improvement plan, and the orderly development of an integrated transportation/transit system for Miami-Dade County so as to ensure the development and maintenance of a transportation/transit system responsive to the needs of the public, in which regulatory decisions are reached fairly and expeditiously, and with consideration of their costs and benefits.
- (3) Improvement of motor vehicle safety.
- (4) Achievement of County, national and State energy conservation goals.
- (5) Reduced concentration of market power, and prevention of unfair, deceptive, predatory or anticompetitive practices.
- (6) Reduction of restrictive regulatory barriers to entry into the industry and promotion of equal opportunities.
- (7) Promotion of the safety and welfare of the residents and visitors of Miami-Dade County who use the services of passenger motor carriers to meet their transportation needs.

*Editor's note—Ord. No. 81-17, adopted Feb. 17, 1981, did not specify manner of codification; therefore, inclusion of §§ 2-16 as Art. III, §§ 31-101-31-115, has been at the editor's discretion.

MIAMI-DADE COUNTY

PUBLIC NOTICE

THE ECONOMIC DEVELOPMENT AND HUMAN SERVICES COMMITTEE OF THE BOARD OF COUNTY COMMISSIONERS of Miami-Dade County, Florida will meet on Wednesday, April 11, 2007, at approximately 9:30 a.m. in the County Commission Chambers, Second Floor, Stephen P. Clark Center, 111 NW First Street, Miami, Florida to consider:

Resolution approving transfer of Certificate of Transportation No. 148 to ADM Worldwide, Inc. d/b/a Worldwide Limousine, Inc. to provide special operations service as a passenger motor carrier.

A person who decides to appeal any decision made by the Economic Development and Human Services Committee of the Board of County Commissioners, with respect to any matter considered at its hearing, will need a record of the proceedings. Such person may need to ensure that a verbatim record of the proceedings is made including the testimony and evidence upon which the appeal is to be based.



MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: May 8, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 8(C)(1)(A)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

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Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(C)(1)(A)
5-8-07

RESOLUTION NO. _____

RESOLUTION APPROVING TRANSFER OF
CERTIFICATE OF TRANSPORTATION NO. 148
FROM CLASS TRANSPORTATION & TOURS,
CORP. TO ADM WORLDWIDE, INC. d/b/a
WORLDWIDE LIMOUSINE, INC. TO PROVIDE
SPECIAL OPERATIONS SERVICE AS A
PASSENGER MOTOR CARRIER

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that in accordance with Chapter 31 of the Code, the transfer of Certificate of Transportation No. 148 from Class Transportation & Tours, Corp., to ADM Worldwide, Inc. d/b/a Worldwide Limousine, Inc. to provide special operations passenger motor carrier services to a common destination or series of common destinations in Miami-Dade County where the person may be charged as an individual or as part of a group, including but not limited to charter, sightseeing, or subscription service, not between fixed terminals or on a regular route is approved.

The foregoing resolution was offered by Commissioner , who moved its adoption. The motion was seconded by Commissioner and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman	
Barbara J. Jordan, Vice-Chairwoman	
Jose "Pepe" Diaz	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Joe A. Martinez	Dennis C. Moss
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 8th day of May, 2007. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. GKS

Gerald K. Sanchez